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P-9372.00

**To:** Examiner Jastrzab  
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**Date:** June 13, 2005

**Pages including this  
cover page:** 3

**Comments:**

**Applicants:** Turney et al.  
**SN:** 10/034,132  
**Filed:** December 28, 2001  
**DOCKET:** P-9372.00  
**Group Art Unit:** 3762

☒ Request for Continued Examination (RCE) Transmittal

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NO. 6101 P. 2

DOCKET NO.: P9372.00

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**RCE TRANSMITTAL**

In re Application of: **Jerry L. Turney et al.**  
For: **MECHANICAL METAPHOR FOR REPRESENTING PARAMETER CONSTRAINTS GRAPHICALLY  
FOR MEDICAL DEVICES**  
Serial No.: **10/034,132**  
Filed: **December 28, 2001**

**CERTIFICATE UNDER 37 CFR §1.8** I hereby certify that this Transmittal and the paper(s), as described herein are being sent via facsimile No. (703) 872-9306, addressed to the Commissioner for Patents, Mail Stop RCE, on this 13<sup>th</sup> day of June, 2005.

Molly Chlebeck  
Signature  
MOLLY CHLEBECK  
Printed Name

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450,  
Alexandria, VA 22313-1450

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Sir:

We are transmitting herewith the attached:

- ☒ Request for RCE Transmittal
- ☒ Please charge Deposit Account No. 13-2546 in the amount of \$790.00 for the RCE fee as required under 37 CFR 1.17(e).
- ☒ Please charge any additional fees or credits to Deposit Account No. 13-2546 which may have been overlooked on this Transmittal with regard to this filing. A duplicate of this transmittal is enclosed.
- ☒ Applicant believes that no extension of time is required. However, if an extension of time is required, please consider this a petition therefor to provide for the possibility that applicant has inadvertently overlooked the need for an extension of time.

Date

13 June 05

Paul H. McDowall  
Paul H. McDowall, Reg. No. 34,873  
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Customer No. 27581

PTO/SB/30 (08-00)

Approved for use through 10/31/2002. OMB 0851-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**Request  
FOR  
Continued Examination (RCE)  
TRANSMITTAL**Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,  
Provides for continued examination of an utility or plant  
application

Filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	10/034,132
Filing Date	December 28, 2001
First Named Inventor	Jerry L. Turney et al.
Group Art Unit	3762
Examiner Name	J. Jastrzab
Attorney Docket Number	P9372.00

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**Note:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 60092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1239 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

**1. Submission required under 37 C.F.R. § 1.114****a. ☒ Previously submitted****i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on May 16, 2005**  
(Any unentered amendment(s) referred to above will be entered.)**ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_****iii. ☐ Other \_\_\_\_\_****b. ☐ Enclosed****i. ☐ Amendment/Reply****ii. ☐ Affidavit(s)/Declaration(s)****iii. ☐ Information Disclosure Statement (IDS)****iv. ☐ Other \_\_\_\_\_****2. Miscellaneous****a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)****b. ☐ Other \_\_\_\_\_****3. Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.**a. ☒ The Director is hereby authorized to charge the following fees, as well as any deficiencies, or credit any overpayments, to Deposit Account No. 13-2546****i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)****ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)****iii. ☐ Other \_\_\_\_\_****b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed****c. ☐ Payment by credit card (Form PTO-2038 enclosed)****SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	Paul H. McDowall	Registration No.	34,873
Signature	<i>Paul H. McDowall</i>	(Attorney/Agent)	
		Date	<u>13 June '05</u>

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)	Molly Chlebeck	Date	June 13, 2005
Signature	<i>Molly Chlebeck</i>		

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